IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

Crl.MC.No. 666 of 2005()

CC.871/2004 of JUDL.MAGISTRATE OF FIRST CLASS, KOYILANDY

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PETITIONER: ACCUSD.

KALLARAMKETTIL SATHYAN,
S/O. LATE RARICHAN, PUTHIYANGADI AMSOM AND DESOM
OF KOZHIKODE TALUK AND DISTRICT.

BY ADV. SRI.P.V.KUNHIKRISHNAN

RESPONDENTS: STATE/COMPLAINANT.

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1. STATE OF KERALA - PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

2. S.I. OF POLICE,
ELATHUR POLICE STATION, KOZHIKODE.

3. SHYAMALA, D/O. KITAN, SHYAMALA HOUSE,
PUTHIYANGADI AMSOM AND DESOM OF KOZHIKODE TALUK
AND DISTRICT.

R3 BY ADV. SRI.JESWIN P.VARGHESE
SRI.A.K.SUKUMARAN
R1&2 BY PUBLIC PROSECUTOR SRI.P.RAVINDRA BABU

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 08/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.P.BALACHANDRAN, J.

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Crl. M.C. No.666 of 2005

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Dated this the 8th day of October, 2007.

ORDER

Counsel for the petitioner submits after advancing vehement arguments as regards the tenability of the complaint that he may be permitted to withdraw this Crl. M.C. without prejudice to the petitioner advancing all the contentions that he has raised in this Crl. M.C. before the trial court to canvass for a discharge. In the result, I dismiss this Crl. M.C. without prejudice to the rights of the petitioner to advance all the contentions that he has raised in this Crl. M.C. before the trial court to canvass for discharge, if at all charge is not already framed in the case.

K.P.BALACHANDRAN
Judge

pms